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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ERIK DAVIDSON,

Plaintiff,

07 Civ. 7109 (DAB)

-against-

STIPULATION

SUPERINTENDENT SAVAGE, et al.,

Defendants.  
-----X

IT IS HEREBY Stipulated and agreed, by and between the attorneys for the respective parties hereto, that, pursuant to 28 U.S.C. §1391, 28 U.S.C. §1404 and 28 U.S.C. §1406, the above-captioned matter be transferred to the Western District of New York, subject to the approval of the Court.

Pursuant to agreement of the parties, the Court has previously granted defendants until November 19, 2007 in which to answer or otherwise respond to the Complaint.

Dated: New York, New York  
October 26, 2006

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Attorney for Defendants  
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By: Jeb Harben  
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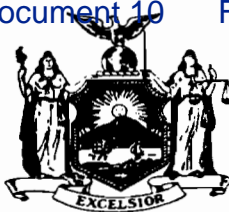
By: Andrew Stoll  
ANDREW STOLL (AS 8808)

IT IS SO ORDERED:

ENTER:

Dated: New York, New York  
\_\_\_\_\_, 2007

\_\_\_\_\_  
HONORABLE DEBORAH A. BATTS  
United States District Judge



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

ANDREW M. CUOMO  
Attorney General

Division of State Counsel  
Litigation Bureau

(212) 416-6185

**By Hand**

November 1, 2007

The Honorable Deborah A. Batts  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 2510  
New York, New York 10007-1581

Re: Davidson v. Savage, 07 Civ. 7109 (DAB)

Dear Judge Batts:

I am an Assistant Attorney General in the Office of Andrew M. Cuomo, Attorney General of the State of New York. My office represents the defendants in this Section 1983 action who have sought representation under Public Officers Law § 17.

As per prior correspondence, enclosed for your review is a courtesy copy of the fully executed stipulation in the above matter by which the parties agree to the transfer of venue to the Western District of New York. I am filing the stipulation via ECF.

I apologize that this was not sent to you earlier, but I have been out of the office the last two days.

Respectfully submitted,

Jeb Harben  
Assistant Attorney General

Enc. (Via ECF)  
cc: Andrew Stoll, Esq. (Via Facsimile (718) 852-3586)